C-8.1001 SINGLE BENCH

In the Honble High Court of Judicature of Chhattishgarh at Bilaspur (C.G.)

W.P. No. 2107 2006

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P.R. No. 21/5/06
Presented by Shri S.K. Karma
dated 19.4.06

Petitioner ... ... Chandra Kumar Deshmukh, aged 29 years
Son of Shri Itwari Ram Deshmukh
Assistant Teacher, High School, Urla,
Block, Tahsil and District Durg (C.G.)

Versus

Respondents ... 1. The State Government of Chhattishgarh,
Through the Secretary,
School Education Department Ministry,
D.K.S. Bhavan, Raipur (C.G.)

2. The District Education Officer, Durg (C.G.)

Writ Petition under Articles 226 and 227 of the Constitution of India for the issuance of WRIT in the nature of MANDAMUS certiorari, Prohibition and for other Suitable writ or writs, order or orders, Direction or Directions.

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक WP 2107/06 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

27.4.2006

Shri Ajay Shrivastava, Advocate for the petitioner.

Shri G.K. Beriwal, Dy. Adv. Gen. for the State.

Heard.

The case of the petitioner is that he is working as Assistant Teacher and passed the B.Ed. examination in the year 1992-93 on his own expenses and copy of certificate passing of the said examination is Annexure P-6. Further case of the petitioner is that as per policy of Government the Assistant Teachers, who have passed the B.Ed. examination on or before 22.10.1964, shall be entitled for two grade increments and the Assistant Teachers, who have passed the B.Ed. examination after 22.10.1964 on their own expenses shall also be entitled for the two grade increments. The petitioner herein has passed the B.Ed. examination in the year 1992-93 on his own expenses, therefore, he is entitled for two grade increments, which has been held by the State Administrative Tribunal vide Annexure P-3 in O.A. No.179/01 and also evident from the order of Government dated 24.12.1998 (Annexure P-4), but the respondents are not granting the same to the petitioner.

Learned counsel for the petitioner submits that therefore, the petitioner may be allowed to make a detailed representation to respondent No.2 within a period of two weeks' from today and in turn

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आदेश पत्रक

मामला क्रमांक ..... सन् 200

..... विरुद्ध .....

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respondent No.2 be directed to decide the representation of the petitioner in accordance with law, to which learned counsel for the State has no objection.

Having heard learned counsel for the parties and having regard to the facts and circumstances of the case, the prayer made by learned counsel for the petitioner appears to be fair, just and reasonable. Therefore, the petitioner is allowed to make a detailed representation annexing all the relevant documents to respondent No.2 within a period of two weeks' from today and if the petitioner satisfies the criteria that he has passed the B.Ed. examination on his own expenses, then grant of two grade increments to the petitioner be considered by the respondent No.2 within a period of two months from the date of receipt of the representation.

With the direction aforesaid, the petition stands disposed of.

Certified copy as per rules.

Sd/-
L.C. Bhadoo
Judge

Roshan/-

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